

ASSIGNED

Serial No. 44396

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

NOV 28 2006

Date of filing in State Engineer's Office -SEP-4 1981- New Priority Date: July 3, 1989

Returned to applicant for correction

Corrected application filed Map filed **FEB 16 1982**

The applicant FRED KELLEY

P.O. Box 451 of Dayton
Street and No. or P.O. Box No. City or Town

Nevada 89403 hereby make^s application for permission to change the
State and Zip Code No.

PLACE OF USE of a portion of
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit No. 31040, Certificate No. 9187
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.03 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ section 17, T. 17 N., R. 23 E.,
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.B.&M., from which the East one Quarter Corner of said section 17, bears
distance to a section corner. If on unsurveyed land, it should be stated.
S.84⁰ 22' 44" E., 2552.00 feet.
6. The existing permitted point of diversion is located within
If point of diversion is not changed, do not answer.
7. Proposed place of use 2.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ section 17, T. 17 N., R. 23 E.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
M.D.B.&M.
8. Existing place of use Portions of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ section 17, T. 17 N., R. 23 E., M.D.B.&M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Actual existing place of use 31040 is S $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 17 N. T. 17 N. R. 23 E.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
portion to be changed is that portion in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 17 T. 17 N. R. 23 E. M.D.B. and M.
9. Use will be from January 1st. to December 31st. of each year.
Month and Day Month and Day
10. Use was permitted from January 1st. to December 31st. of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Drilled well pump and Sprinklers
State manner in which water is to be diverted, i.e. diversion structure, ditches,
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$5,000
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared hl/bc pm/se

By s/Walter G. Reid Agent
P.O Box 474
Virginia City, Nevada, 89440

Protested

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 31040 is issued subject to the terms and conditions imposed in said Permit 31040 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

CANCELLED NOV 08 2006 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH THE
PROVISIONS OF PERMIT

Tracy Taylor P.E. STATE ENGINEER

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.03 cubic feet per second; but not to exceed 8.0 acre-feet and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before February 26, 1989

Proof of completion of work shall be filed before March 26, 1989

Application of water to beneficial use shall be made on or before February 26, 1991

Proof of the application of water to beneficial use shall be filed on or before March 26, 1991

Map in support of proof of beneficial use shall be filed on or before March 26, 1991

Completion of work filed APR 02 1990

IN TESTIMONY WHEREOF, I, PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 26th day of February

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

A.D. 19 88

Peter G. Morros
State Engineer

2407 (Rev. 6-81)
JUN 08 1989
CANCELLED BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

CANCELLED MAY 04 1995 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Peter G. Morros P.E.
STATE ENGINEER
Can. Rescinded per Ltr. dated 5-17-95
Can Rescinded 5-31-97

Can. rescinded 3/1/90